

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

MARK C. BIDDISON, individually and on behalf  
of all others similarly situated,

Plaintiff,

v.

WELLS FARGO BANK, N.A., WELLS FARGO  
HOME MORTGAGE, ASSURANT, INC. and  
AMERICAN SECURITY INSURANCE  
COMPANY,

Defendants.

Civil Action No. 12-CV-03021

**CLASS ACTION COMPLAINT**

JURY TRIAL DEMANDED

**NOTICE OF VOLUNTARY DISMISSAL  
PURSUANT TO FED. R. CIV. P. 41(a)(1)(A)(i)**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff Mark C. Biddison hereby dismisses this action, without prejudice, as against all defendants.

Dated: December 18, 2012

/s/ Peter H. LeVan, Jr.

Peter H. LeVan, Jr. (admitted *pro hac vice*)

Shannon O. Braden (admitted *pro hac vice*)

Edward W. Ciolko

**KESSLER TOPAZ**

**MELTZER & CHECK, LLP**

280 King of Prussia Road

Radnor, PA 19087

Tel: (610) 667-7706

Fax: (610) 667-7056

Jeffery J. Angelovich  
Michael B. Angelovich  
Brad Seidel  
NIX PATTERSON & ROACH LLP  
205 Linda Drive  
Daingerfield, TX 75638  
Tel: (903) 645-7333  
Fax: (903) 645-4415

John D. Zaremba  
ZAREMBA BROWNELL  
& BROWN, PLLC  
The Trump Building  
40 Wall Street - 27th Floor  
New York, New York 10005  
Tel: (212) 380-6700

Brian D. Penny  
GOLDMAN SCALATO KARON  
& PENNY, PC  
101 E. Lancaster Ave, Suite 204  
Wayne, PA 19087  
Tel: (484) 342-0700  
Fax: (484) 580-8747

*Attorneys for Plaintiff*

**CERTIFICATE OF SERVICE**

I hereby certify that on December 18, 2012, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all Counsel of record via Notices of Electronic Case Filing generated by ECF.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

/s/ Peter H. LeVan, Jr.  
Peter H. LeVan, Jr.